



HUNTON & WILLIAMS LLP  
1751 PINNACLE DRIVE  
SUITE 1700  
MCLEAN, VIRGINIA 22102

TEL 703 • 714 • 7642  
FAX 703 • 918 • 4020

WALTER J. ANDREWS  
DIRECT DIAL: 703-714-7642  
EMAIL: wandrews@hunton.com

September 14, 2010

**VIA ECF**

The Honorable George Lowe  
United States Magistrate Judge  
U.S. District Court  
Northern District of New York  
Federal Building and U.S. Courthouse  
Syracuse, NY 13261-7346

**Re: *Utica Mut. Ins. Co. v. Fireman's Fund Ins. Co.*, No. 6:09-CV-0853 (DNH/GHL)**

Dear Magistrate Judge Lowe:

We are counsel for Utica Mutual Insurance Company in the captioned lawsuit. We are writing in response to Fireman's Fund Insurance Company's submission of Judge Hellerstein's September 7, 2010, Order in the Utica Mutual/R&Q Re proceeding.

Utica Mutual seeks leave to provide a response to Fireman's Fund's submission for three reasons:

- (1) to explain the developments in the Utica Mutual/R&Q Re proceeding and address the impact of the Order on the disqualification motion pending in the captioned case;
- (2) to describe the restrictions on discovery sought by R&Q Re that Judge Hellerstein ordered and address the need for similar restrictions here; and
- (3) to bring to the Court's attention the parties' submission to Judge Hellerstein on September 9, 2010 in response to the Order.

Please let us know if leave is granted.

Sincerely,

A handwritten signature in cursive script, appearing to read "W. Andrews".

Walter J. Andrews

cc: Mary A. Lopatto (*via* ECF)  
John F. Finnegan (*via* ECF)